

REMARKS

Applicants have carefully reviewed the Final Office Action mailed October 20, 2009 and offer the following remarks to accompany the above amendments. Applicants concurrently file a Request for Continued Examination.

Status of the Claims

Applicants have cancelled claims 1-9, 14-19, and 22-25, and had previously cancelled claims 10-13, 20, and 21. Applicants have added new claims 26-45 reciting features of Applicants' invention relating to the use of template identifiers and input identifiers by a portable image capture device. These amendments are supported by at least paragraphs 020-022 of the subject application.

Applicants' Claims in View of the Prior Art Cited in the Final Office Action

In the Final Office Action, the Examiner relied upon a combination of U.S. Patent No. 7,466,347 B2 to Tsunoda (hereinafter "Tsunoda") in view of U.S. Patent No. 5,704,029 to Wright, Jr. (hereinafter "Wright") to reject Applicants' independent claims. While Applicants have cancelled claims 1-25, Applicants highlight some of the features of new claims 26-45 with respect to the teachings of Tsunoda and Wright.

Applicants' invention relates to a portable image capture device which includes a template identifier that identifies a template that is not stored in the portable image capture device, and an input identifier associated with the template identifier, wherein the input identifier identifies a first location in the template. A user may select the template identifier, and in response, the portable image capture device prompts the user to capture data and stores the data in association with the input identifier. In one embodiment, the template identifier, input identifier, and captured data may then be communicated to a computer, where the captured data is integrated with the template at the first location to generate a document.

Tsunoda discloses a document drafting system wherein a camera contains a template (Abstract). After taking a photograph, a user of the camera may select the template (col. 6, lines 52-61). The photograph is then posted into the template (*Id.*).

In contrast, Applicants' invention does not store a template in the portable image capture device. Rather, Applicants' invention stores template identifiers and input identifiers associated

with corresponding template identifiers. Nowhere does Tsunoda teach or suggest storing template identifiers and input identifiers for a template that is not stored in the camera. Applicants' invention thus minimizes memory requirements.

Moreover, Applicants' claimed input identifiers are used by the portable image capture device to prompt a user to capture data. Nowhere does Tsunoda teach or suggest that the templates disclosed therein can be used to prompt a user to capture data.

Wright fails to remedy Tsunoda's deficiencies. Wright discloses a personal digital assistant (PDA) that may execute a form via a forms engine executing on the PDA to prompt a user to collect data (Wright, Abstract). Nowhere does Wright teach or suggest the use of Applicants' recited template identifier, which identifies a template that is not stored in the portable image capture device, the use of input identifiers associated with the template identifiers, or the use of input identifiers that are used by the portable image capture device to prompt a user to capture data.

For at least the foregoing reasons, Applicants submit that independent claims 26, 33, and 40 are allowable over Tsunoda or Wright, either alone or in combination. Applicants' claims 27-32, 34-39, and 41-45 ultimately depend from claims 26, 33, and 40, respectively, and are thus allowable for at least the same reasons.

Conclusion

The present application is now in condition for allowance and such action is respectfully requested. The Examiner is encouraged to contact Applicants' representative regarding any remaining issues in an effort to expedite allowance and issuance of the present application.

Respectfully submitted,

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